

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF NORTH CAROLINA
GREENSBORO DIVISION

In Re:)
)
Henry, Jimmy Ray xxx-xx-3051)
Henry, Faith Bell xxx-xx-2457) Case No. 15-10336 C-13G
3206 Yanceyville St., Apt. H)
Greensboro, NC 27405)
)
Debtors.)

NOTICE OF PROPOSED PLAN AND HEARING ON CONFIRMATION

1. A summary of the plan proposed by the Debtors is set forth in the attached copy of a proposed Order Confirming Plan in this case.
2. **A hearing on confirmation of this plan will be held on June 23, 2015, at 2:00 p.m., in Courtroom #1, Second Floor, 101 S. Edgeworth Street, Greensboro, NC. The Debtors and the attorney for the Debtors are required to appear at this hearing.**
3. Any objections to confirmation by parties in interest must be filed within 28 days of the date of this notice with the Clerk of Court, U.S. Bankruptcy Court, P.O. Box 26100, Greensboro, NC, 27420-6100, with copies served on (1) Anita Jo Kinlaw Troxler, Standing Trustee, P.O. Box 1720, Greensboro, NC 27402-1720; (2) the attorney for the Debtors and (3) the Debtors. If the objecting party is a corporation, the objection must be filed by legal counsel admitted to practice in this District.
4. In the event a timely objection is filed, the objection will be heard at the hearing on confirmation of this plan as indicated above.
5. **An objection to the confirmation of the plan has been filed by THE TRUSTEE and hearing on the objection will be held on the date referenced above.**
6. There will be no further mailing of the Order Confirming Plan to affected parties unless there is a change in the attached proposed Order Confirming Plan.

DATE: May 19, 2015

Office of the Clerk
Reid Wilcox, Clerk

C-13-7a
(Rev. 01/12)

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF NORTH CAROLINA

In Re:)	ORDER CONFIRMING PLAN
)	CHAPTER 13
)	
Henry, Jimmy Ray	xxx-xx-3051)
Henry, Faith Bell	xxx-xx-2457)
3206 Yanceyville St., Apt. H)
Greensboro, NC 27405)
)
)
Debtors.)	Case No. 15-10336 C-13G

This case came before the Court, after notice and opportunity for hearing, for confirmation of the Chapter 13 plan proposed in this case; and IT APPEARING to the Court as follows:

- I. The Trustee in this case is Anita Jo Kinlaw Troxler, Standing Trustee, Anita Jo Kinlaw Troxler, 500 West Friendly Avenue, Suite 200, P.O. Box 1720, Greensboro, NC 27402-1720;
- II. The attorney for the Debtors is Mercedes O. Chut;
- III. Under the final plan (the "Plan") as proposed:
- A. **Plan Payments**
1. The Debtors are to make monthly payments to the Trustee which are to be disbursed by the Trustee in accordance with the Plan and this Order;
 2. The monthly plan payment to the Trustee is \$680.00 beginning April 26, 2015, increasing to \$960.00 effective May 2015;
- B. **Administrative Costs**
1. **Attorney Fees.** The Attorney for the Debtors is allowed the base fee of \$3,000.00. The Attorney has received \$115.00 from the Debtors pre-petition and the remainder of the base fee will be paid by the Trustee as funds are available.

2. **Trustee costs.** The Trustee will receive from all disbursements such amount as approved by the Court for payment of fees and expenses.

C. Priority Claims

Any timely filed claims entitled to priority under 11 U.S.C. §507, on behalf of the entities listed below, will be paid in full in deferred cash payments unless otherwise indicated.

1. Internal Revenue Service - \$12,730.35
2. N C Department of Revenue
3. VA Dept. of Taxation
4. Guilford County Tax Dept.

D. Secured Claims

1. Secured Claims To Be Paid In Full - Real Property

Creditor & Property	Claim Filed (Y/N)	Amount of claim	Monthly Payment	Interest Rate
INTERNAL REVENUE SERVICE (tax lien)	Y	\$13,964.13	\$300.00	3%

2. Secured Claims To Be Paid In Full - Personal Property

Creditor & Property	Claim Filed (Y/N)	Claim Amount	Monthly Payment	Interest Rate	AP Payment
*LAKEVIEW MEMORIAL PARK (2 burial plots)	Y	\$3,672.96	\$75.00	5.25%	

*LAKEVIEW MEMORIAL PARK has failed to document a purchase money security interest in two burial plots. The total claim as filed is found to be an unsecured non-priority claim. Upon amendment by LAKEVIEW MEMORIAL PARK documenting a non-preferential perfected lien against personal property, the claim will be allowed as secured as indicated above.

3. Partially Secured Claims - Real Property and Personal Property

Any objection to value is required to be filed as a formal objection to valuation not later than 60 days from the date of the entry of this Order.

Creditor & Property	Claim Filed (Y/N)	Claim Amount	Secured Amount and Value	Monthly Payment	Interest Rate	AP Payment
*HEALTH SHARE CREDIT UNION (2010 BMW)	N		\$18,045.00	\$325.00	5%	\$180.00

*If the timely filed claim documents a purchase money non-preferential perfected lien on a debt incurred September 28, 2012, or later, and the motor vehicle was acquired for the personal use of the Debtors, the claim is allowed as secured for the filed claim amount.

E. General Unsecured Claims Not Separately Classified.

General unsecured claims not separately classified will be paid as funds become available after payment of costs of administration. The estimated dividend to general unsecured claims is 0%.

F. Special Provision.

The INTERNAL REVENUE SERVICE is found to be an unsecured non-priority claimant in the amount of \$7,726.35 due to the age and type of taxes and no value in the estate to secure the amount.

G. The Debtor will pay THE GREATER OF the amount necessary to pay all allowed costs of administration, priority and secured claims in full, with the exception of continuing long term debts, OR a minimum of 36 monthly plan payments, with the plan to be reviewed in twelve (12) months and periodically thereafter for plan payment adjustments.

H. The terms and provisions of the Standing Order dated March 18, 2015, are incorporated in this Order and are available on the Court's website at **www.ncmb.uscourts.gov**.

I. **IT FURTHER APPEARING** to the Court that the Plan complies with the requirements of 11 U.S.C. §1325; therefore, it is

ORDERED that the Plan is confirmed.

END OF DOCUMENT